

### **Remarks**

The following remarks are responsive to the Examiner's rejection in the Office Action dated January 9, 2009.

#### ***Status of the Claims***

Claims 1-11 and 13-25 are pending. Claims 1-11, 13-23 and 25 stand rejected as anticipated by at least one of two references. Claim 24 is allowed.

#### ***Amendments to the Claims***

Claim 1 is amended herein to recite that when E is  $(\text{SiR}^5\text{R}^6)_m$  and m is 1,  $\text{R}^3$  is selected from 1-naphthyl and 2-naphthyl. Support for this can be found in original Claim 8. The option of  $\text{R}^3 = \text{phenyl}$  from the previous amendment is deleted herein.

Claim 20 is amended analogously to Claim 1.

Claim 24 is amended, at the bottom of page 10, to correct a typographical error (substitution of a period with a semi-colon).

No new matter is introduced by these amendments.

#### ***Claims Rejections – 35 U.S.C. § 102***

(1) Claims 1-8, 20-23 and 25 stand rejected under 35 U.S.C. § 102(a) as being anticipated by WO03/064373, as translated in US Publication 2005/0067951 ("Richter").

Applicants respectfully submit that this rejection has been overcome by the amendments to Claims 1 and 20. There are no compounds in Richter, either explicitly drawn or in the tables, which have the structure of Formula (I), as amended. In compound 7 of Richter, there are two triphenylsilyl groups, one of which may correspond to Applicants' E group. However, the second triphenylsilyl group is not the same as Applicants'  $\text{R}^3$ , which is selected from phenyl, 1-naphthyl and 2-naphthyl. Since  $\text{R}^3$  must be 1-naphthyl or 2-naphthyl in the given conditions, even if  $\text{R}^1$  is phenyl substituted with a triphenyl silyl group, that does not read on compound 7 of Richter.

Applicants respectfully submit that Claims 1-8, 20-23 and 25 are not anticipated by Richter, and request that this rejection be withdrawn

(2) Claims 9-11, 13-23 and 25 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Tokoli et al., U.S. Patent 4,665,000 ("Tokoli").

Applicants respectfully submit that this rejection has been overcome by the amendments to Claims 9 and 20. There is no compound in Tokoli having the formula (III) where E is O or S and R<sup>2</sup> is not H.

Applicants respectfully submit that Claims 9-11, 13-23 and 25 are not anticipated by Tokoli, and request that this rejection be withdrawn.

### ***Claim Allowance***

Applicants acknowledge, with appreciation, the Examiner's allowance of Claim 24. Applicants respectfully submit that Claim 24, as amended herein, is still allowable over both Richter and Tokoli. Neither of these references teaches the process of Claim 24 for producing a polymer.

### **Conclusion**

In view of the foregoing remarks, Applicants submit that the above referenced application is in condition for allowance. A Notice of Allowance for the pending claims is earnestly requested.

Should there be any questions about the content of this paper or the status of the application, the Examiner is invited to call the undersigned at the telephone number listed below.

Respectfully submitted,

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